S.B.CRIMINAL MISC. BAIL APPLICATION NO.2579/06

Date : 17.07.2006

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. Sandeep Mehta for the applicant.
Mr. Vishnu Kachhawaha, Public Prosecutor for State.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the case diary and the impugned order.

The contention of learned counsel for the applicant is that in the present case parties have reached to a compromise and the matter has been settled between them. He further contends that in above circumstances, anticipatory bail may be granted to the accused applicant.

On the other hand, learned Public Prosecutor has opposed the bail application.

I have considered the submissions made before me and carefully gone through the material available on record.

After hearing learned counsel for the parties, I am of the opinion that the applicant should be granted anticipatory bail for the reason that the amount involved in the question is said to have been received by the complainant in those possession three rooms were mortgage by the accused-applicant. Accordingly, the bail application is allowed and it is directed that in the event of arrest of applicant Pradeep Kumar son of Bhagwan Lal by I.O./S.H.O. in FIR No.276/2006 P.S. Chittorgarh, he shall be released on bail provided he furnishes a personal bond in the sum of Rs.30,000/- alongwith two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of Investigating Officer on the following conditions:-

(i)That he shall make himself available for interrogation by a police officer as and when required;

(ii)That he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;

(iii)That he shall not leave India without the previous permission of the Court.

(SATYA PRAKASH PATHAK), J.